

Senate Engrossed

State of Arizona
Senate
Forty-seventh Legislature
First Regular Session
2005

CHAPTER 213

SENATE BILL 1478

AN ACT

AMENDING SECTION 23-1081, ARIZONA REVISED STATUTES; RELATING TO THE
INDUSTRIAL COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 23-1081, Arizona Revised Statutes, is amended to
3 read:

4 23-1081. Administrative fund; purposes and administration

5 A. The administrative fund is established to provide for all expenses
6 of the industrial commission in carrying out its powers and duties under the
7 provisions of this title. Except for monies from cash deposits or surety
8 bonds in the separate account established by section 23-527, the
9 administrative fund and expenditures therefrom shall be subject to budgetary
10 review and legislative appropriation as expenditures from other state funds.
11 Vouchers or claims prepared for any purpose other than for payment of
12 benefits shall be processed as prescribed by section 35-181.01 and the rules
13 of the director of the department of administration. The industrial
14 commission shall annually fix the rate of the tax, not to exceed three per
15 cent, to be paid to the state treasurer for credit to the administrative fund
16 pursuant to section 23-961, subsection J in an amount that is no more than
17 necessary to cover the actual expenses of the industrial commission in
18 carrying out its powers and duties under this title. Monies for expenditure
19 from the administrative fund shall be appropriated by the legislature. All
20 money and securities in the fund shall be held in trust and invested by the
21 treasurer.

22 B. The administrative fund shall be no less than self-supporting with
23 respect to the expenses of the industrial commission and other expenditures
24 from the administrative fund as provided under this chapter. UNLESS THE
25 SPECIAL FUND ESTABLISHED BY SECTION 23-1065 IS NOT ON AN ACTUARIALLY SOUND
26 BASIS AS DETERMINED PURSUANT TO SECTION 23-1065, SUBSECTION I, any surplus or
27 deficit in the revenue provided under section 23-961 above or below the
28 expenses of the industrial commission and other expenditures from the
29 administrative fund as provided under this chapter shall be included in the
30 calculation of the rate to be fixed for the following year pursuant to
31 section 23-961, subsection J. IF THE SPECIAL FUND IS NOT ON AN ACTUARIALLY
32 SOUND BASIS AS DETERMINED PURSUANT TO SECTION 23-1065, SUBSECTION I,
33 NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, AT LEAST ONCE EACH
34 FISCAL YEAR, THE INDUSTRIAL COMMISSION SHALL DETERMINE IF THERE IS A SURPLUS
35 IN THE REVENUE PROVIDED UNDER SECTION 23-961 THAT IS GREATER THAN THE
36 EXPENSES OF THE INDUSTRIAL COMMISSION AND OTHER EXPENDITURES FROM THE
37 ADMINISTRATIVE FUND AS PROVIDED UNDER THIS CHAPTER. ON NOTICE FROM THE
38 INDUSTRIAL COMMISSION TO THE STATE TREASURER, THE SURPLUS SHALL BE
39 TRANSFERRED TO THE SPECIAL FUND.

APPROVED BY THE GOVERNOR APRIL 25, 2005.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 25, 2005.

Passed the House April 18, 20 05,

by the following vote: _____ Ayes,

_____ Nays, _____ Not Voting



Speaker of the House
Pro Tempore

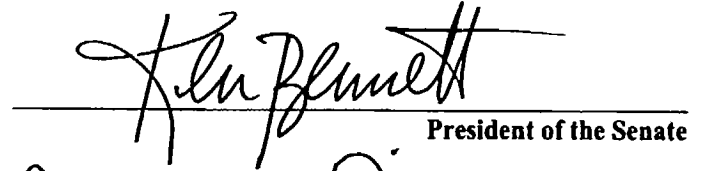


Chief Clerk of the House

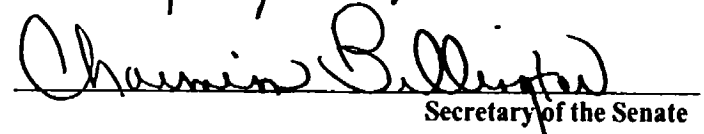
Passed the Senate March 10, 20 05,

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting



President of the Senate



Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

20th day of April, 20 05

at 12:13 o'clock P. M.

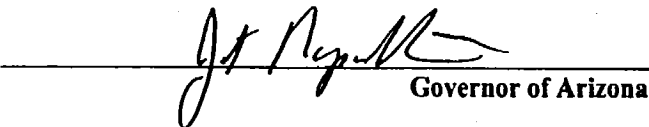


Secretary to the Governor

Approved this 25 day of

April, 20 05,

at 10⁰⁰ o'clock A. M.



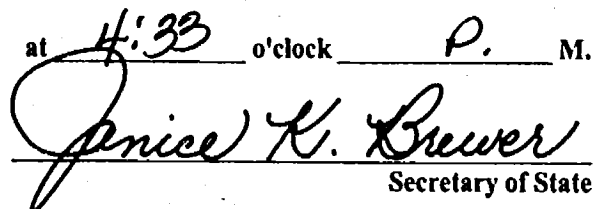
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 25 day of April, 20 05,

at 4:33 o'clock P. M.



Secretary of State

S.B. 1478